

**STATE OF TENNESSEE
COUNTY OF HAMBLLEN
CORPORATION OF MORRISTOWN
JUNE 5, 2007**

The City Council for the City of Morristown, Hamblen County, Tennessee, met in regular session at the regular meeting place of the Council in the Morristown City Center at 4:00 p.m., Tuesday, June 5, 2007 with Honorable Mayor Barbara C. "Sami" Barile presiding and the following named Councilmembers present: Claude Jinks, Frank McGuffin, William Rooney, Kay Senter, Rick Trent and Mel Tucker.

Councilmember Rooney made a motion to approve the May 15, 2007 minutes as circulated; Councilmember McGuffin seconded the motion and all voted "aye".

A public hearing was held on the following Resolution No. 26-07. Councilmember Tucker made a motion to adopt said Resolution; Councilmember McGuffin seconded the motion and upon roll call, all voted "aye".

Resolution No. 26-07

PLAN OF SERVICES

A RESOLUTION ADOPTING A PLAN OF SERVICES FOR THE ANNEXATION OF PROPERTIES LOCATED ALONG **SOUTH ECONOMY ROAD, THOMAS R. JAMES DRIVE, GRETCHEN DRIVE, NEIKIRK DRIVE, AND ROYAL DRIVE.**

WHEREAS, TENNESSEE CODE ANNOTATED, TITLE 6, CHAPTER 51, AS AMENDED REQUIRES THAT A PLAN OF SERVICES BE ADOPTED BY THE GOVERNING BODY.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND COUNCIL OF THE CITY OF MORRISTOWN, TENNESSEE:

Beginning at a point at the southwest corner of parcel 5.01 on Hamblen County Tax Map 41G (Group A) and proceeding southwest 100 feet across the railroad right of way to the northwest corner of parcel 29 on Hamblen County Tax Map 41; thence proceeding southeast approximately 3,000 feet before turning northeast approximately 100 feet across the railroad right of way to the southern boundary of parcel 28 of Hamblen County Tax Map 41F (Group E); thence proceeding approximately 24 feet to the southeast corner of parcel 28 of Hamblen County Tax Map 41F (Group E); thence proceeding northeast approximately 174 feet to the northwest corner of parcel 28 of Hamblen County Tax Map 41F (Group E); thence proceeding southeast approximately 465 feet along the northern boundary

of parcel 28 to the southeast intersection of the Royal Drive and Jarnigan Avenue right of ways; thence proceeding 70 feet to the northeast intersection of the Royal Drive and Jarnigan Avenue right of ways; thence proceeding northwest approximately 325 feet to the southwest corner of parcel 26 on Hamblen County Tax Map 41F (Group E); thence proceeding northeast approximately 370 feet to the southeast corner of parcel 12.01 on Hamblen County Tax Map 41F (Group E); thence proceeding northwest approximately 870 feet to the northwest corner of parcel 12.03 on Hamblen County Tax Map 41F (Group E); thence proceeding approximately 40 feet to the northwest corner of parcel 2.00 on Hamblen County Tax Map 41F (Group E); thence proceeding south approximately 50 feet to the southeast corner of parcel 4.00 on Hamblen County Tax Map 41F (Group E); thence proceeding northwest approximately 84 feet to a northwest corner of parcel 2 and the Neikirk Drive right of way; thence proceeding approximately 68 feet across the Neikirk Drive right of way to the northeast corner of parcel 40.00 on Hamblen County Tax Map 41F (Group E); thence proceeding approximately 124 feet along the northern boundary of parcel 40 to parcel 37.07 on Hamblen County Tax Map 41F (Group E); thence proceeding northwest approximately 100 feet to the northeast corner of parcel 37.07; thence proceeding southwest approximately 172 feet along the northern boundary of parcel 37.07 to the southeast corner of parcel 37.02 on Hamblen County Tax Map 41F (Group E); thence proceeding northwest approximately 180 feet to the southeast corner of parcel 37.04 on Hamblen County Tax Map 41F (Group E); thence proceeding approximately 66 feet along the northern boundary of parcel 37.02 to the southeast corner of parcel 37.03 on Hamblen County Tax Map 41F (Group E); thence proceeding northwest approximately 207 feet along the west boundary of parcel 37.03 and across the Thomas R. James Drive right of way to a point on the southern boundary of parcel 25 on Hamblen County Tax Map 41F (Group A); thence proceeding west approximately 1,282 feet along the northern right of way boundary of Thomas R. James and Gretchen Roads to the southwest corner of parcel 26 on Hamblen County Tax Map 41F (Group A); thence proceeding 50 feet across the South Economy Road right of way to a point on the northeast boundary of parcel 35 on Hamblen County Tax Map 41F (Group E); thence proceeding southeast approximately 215 feet to the northwest corner of parcel 34.01 on Hamblen County Tax Map 41F (Group E); thence proceeding southwest along the western boundary of parcel 34.01 to the southwest corner of parcel 35 on Hamblen County Tax Map 41F (Group E); thence proceeding northwest approximately 718 feet along the southern boundary of parcel 35 to the beginning point at the southeast corner of parcel 5.01 on Hamblen County Tax Map 41G (Group A).

Section I. Pursuant to the provisions of Title 6, Chapter 51, Tennessee Code Annotated, there is hereby adopted, for the area bounded as described above, the following plan of services.

a. Police

1. Patrolling, radio responses to calls, and other routine police services, using present personnel and equipment, will be provided upon the effective date of annexation.

2. Traffic signals, traffic signs, street markings and other traffic control devices will be installed as the need therefore is established by appropriate study and traffic standards.

b. Fire

Fire protection by the present personnel and the equipment of the fire fighting force, within the limitations of available water and distances from fire stations, will be provided upon the effective date of annexation.

c. Water

1. Water for potable use will be provided in accordance with current policies of the Morristown Utility Commission unless located in an area in which another utility district has made service available and asserts Title 7 USC 1926b protection in the annexed area.

2. Water for fire protection to serve the substantially developed annexed area(s) will be provided in accordance with current policies of Morristown Utility Commission unless authorized by franchise agreement with another utility district which has made service available with capability to meet City of Morristown Fire Protection Standards. Any extension of water system infrastructure beyond that of the Morristown Utility Commission policies shall be at the expense of the property owner or developer.

3. In those parts of the annexed area that are currently served by another utility district, the above conditions and terms will begin upon acquisition of service area by Morristown Utility System or approval of franchise agreement with another utility district which may be delayed by negotiation and/or litigation.

d. Sewers

The necessary collecting, intercepting and trunk sewers to serve the substantially developed annexed area(s) shall be in accordance with the current policies of the city. Any extension of said sewers beyond that of the city's policies shall be at the expense of the property owner or property developer.

e. Electrical

1. Electrical service for domestic, commercial and industrial use will be provided at city rates for new lines as extended in accordance with current policies of Morristown Utility Commission.

2. In those parts of the annexed area presently served by another utility cooperative, the above conditions or terms will begin with the acquisition by the

city of such cooperatives or parts thereof, which may be delayed by negotiations and/or litigation.

f. Refuse Collection

The same regular refuse collection service now provided within the city will be extended to the annexed area upon the effective date of annexation.

g. Streets

1. Routine maintenance, on the same basis as in the present city, will begin in the annexed area when funds from the State gasoline tax based on the annexed population are received (usually July 1 following the effective date of annexation).

2. Reconstruction and resurfacing of streets, installation of storm drainage facilities, construction of curbs and gutters, and other such major improvements, as the need therefore is determined by the governing body, will be accomplished under current policies of the city.

h. Inspection Services

Any inspection services now provided by the city (building, electrical, plumbing, gas, housing, weights and measures, sanitation, etc.) will begin upon the effective date of annexation.

i. Planning and Zoning

The planning and zoning jurisdiction of the city will apply to the annexed area in conjunction with the effective date of annexation. The Morristown Regional Planning Commission recommended the zoning designation of Heavy Industrial (HI) and Light Industrial (LI).

j. Street Lighting

Street lights will be installed under the standards currently prevailing in the existing city.

k. Recreation

Residents of the annexed area may use all existing recreational facilities, parks, etc., on the effective date of annexation. The same standards and policies now used in the present city will be followed in expanding the recreational program and facilities in the enlarged city.

I. Miscellaneous

Street name signs where needed will be installed as new street construction requires.

Section II. This Resolution shall become effective from and after its adoption.

Passed on this 5th day of June 2007.

Mayor

ATTEST:

City Administrator

A public hearing was held on the following captioned Ordinance No. 3289. Councilmember Senter made a motion to adopt said Ordinance on second and final reading; Councilmember Rooney seconded the motion and upon roll call, all voted "aye".

**Ordinance No. 3289
Entitled an Ordinance to annex certain territory and to incorporate same within the Corporate Boundaries of the City of Morristown, Tennessee. {Annexation of properties located along South Economy Road, Thomas R. James Drive, Gretchen Drive, Neikirk Drive and Royal Drive with the Zoning Classification of Heavy Industrial (HI) and Light Industrial (LI).}**

A public hearing was held on the following Resolution No. 27-07. Councilmember Senter made a motion to adopt said Resolution; Councilmember Rooney seconded the motion and upon roll call, all voted "aye".

RESOLUTION NO. 27-07

PLAN OF SERVICES

A RESOLUTION ADOPTING A PLAN OF SERVICES FOR THE ANNEXATION OF PROPERTIES LOCATED ALONG **VALLEY HOME ROAD.**

WHEREAS, TENNESSEE CODE ANNOTATED, TITLE 6, CHAPTER 51, AS AMENDED REQUIRES THAT A PLAN OF SERVICES BE ADOPTED BY THE GOVERNING BODY.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR
AND COUNCIL OF THE CITY OF MORRISTOWN, TENNESSEE:

Beginning at a point at the southwest corner of parcel 40 on Hamblen County Tax Map 41 and proceeding northeast along the northern right of way line of Valley Home Road approximately 1,765 feet to the southeast corner of parcel 31 on Hamblen County Tax Map 41; thence proceeding northwest approximately 750 feet along the northern property boundary of parcel 31; thence proceeding northeast approximately 50 feet to the southern edge of the railroad right of way; thence proceeding approximately 405 feet to the northwest corner of parcel 31 on Hamblen County Tax Map 41; thence proceeding southeast approximately 630 feet along the western boundary of parcel 31; thence proceeding southwest approximately 526 feet along the northern boundary of parcel 31; thence proceeding southeast approximately 530 feet to the northern boundary of parcel 38.02 on Hamblen County Tax Map 41; thence proceeding southwest approximately 414 feet to the northwest corner of parcel 41; thence proceeding southeast approximately 184 feet to the beginning point at the southwest corner of parcel 40 on Hamblen County Tax Map 41.

Section I. Pursuant to the provisions of Title 6, Chapter 51, Tennessee Code Annotated, there is hereby adopted, for the area bounded as described above, the following plan of services.

a. Police

1. Patrolling, radio responses to calls, and other routine police services, using present personnel and equipment, will be provided upon the effective date of annexation.

2. Traffic signals, traffic signs, street markings and other traffic control devices will be installed as the need therefore is established by appropriate study and traffic standards.

b. Fire

Fire protection by the present personnel and the equipment of the fire fighting force, within the limitations of available water and distances from fire stations, will be provided upon the effective date of annexation.

c. Water

1. Water for potable use will be provided in accordance with current policies of the Morristown Utility Commission unless located in an area in which another utility district has made service available and asserts Title 7 USC 1926b protection in the annexed area.

2. Water for fire protection to serve the substantially developed annexed area(s) will be provided in accordance with current policies of Morristown Utility Commission unless authorized by franchise agreement with another utility district which has made service available with capability to meet City of Morristown Fire Protection Standards. Any extension of water system infrastructure beyond that of the Morristown Utility Commission policies shall be at the expense of the property owner or developer.

3. In those parts of the annexed area that are currently served by another utility district, the above conditions and terms will begin upon acquisition of service area by Morristown Utility System or approval of franchise agreement with another utility district which may be delayed by negotiation and/or litigation.

d. Sewers

The necessary collecting, intercepting and trunk sewers to serve the substantially developed annexed area(s) shall be in accordance with the current policies of the city. Any extension of said sewers beyond that of the city's policies shall be at the expense of the property owner or property developer.

e. Electrical

1. Electrical service for domestic, commercial and industrial use will be provided at city rates for new lines as extended in accordance with current policies of Morristown Utility Commission.

2. In those parts of the annexed area presently served by another utility cooperative, the above conditions or terms will begin with the acquisition by the city of such cooperatives or parts thereof, which may be delayed by negotiations and/or litigation.

f. Refuse Collection

The same regular refuse collection service now provided within the city will be extended to the annexed area upon the effective date of annexation.

g. Streets

1. Routine maintenance, on the same basis as in the present city, will begin in the annexed area when funds from the State gasoline tax based on the annexed population are received (usually July 1 following the effective date of annexation).

2. Reconstruction and resurfacing of streets, installation of storm drainage facilities, construction of curbs and gutters, and other such major improvements, as the need therefore is determined by the governing body, will be accomplished under current policies of the city.

h. Inspection Services

Any inspection services now provided by the city (building, electrical, plumbing, gas, housing, weights and measures, sanitation, etc.) will begin upon the effective date of annexation.

i. Planning and Zoning

The planning and zoning jurisdiction of the city will apply to the annexed area in conjunction with the effective date of annexation. The Morristown Regional Planning Commission recommended the zoning designation of Light Industrial (LI) and Single Family Residential (R-1).

j. Street Lighting

Street lights will be installed under the standards currently prevailing in the existing city.

k. Recreation

Residents of the annexed area may use all existing recreational facilities, parks, etc., on the effective date of annexation. The same standards and policies now used in the present city will be followed in expanding the recreational program and facilities in the enlarged city.

l. Miscellaneous

Street name signs where needed will be installed as new street construction requires.

Section II. This Resolution shall become effective from and after its adoption.

Passed on this 5th day of June 2007.

Mayor

ATTEST:

City Administrator

A public hearing was held on the following captioned Ordinance No. 3290. Councilmember Rooney made a motion to adopt said Ordinance; Councilmember McGuffin seconded the motion and upon roll call, all voted "aye".

**Ordinance No. 3290
Entitled an Ordinance to annex certain territory and to
incorporate same within the Corporate Boundaries of the City
of Morristown, Tennessee. {Annexation of properties located
along Valley Home Road with the Zoning Classification of
Light Industrial (LI) and Single Family Residential (R-1)}**

A public hearing was held on the following Resolution No. 28-07.
Councilmember Senter made a motion to adopt said Resolution; Councilmember
Rooney seconded the motion and upon roll call, all voted "aye".

RESOLUTION NO. 28-07

PLAN OF SERVICES

RESOLUTION ADOPTING A PLAN OF SERVICES FOR THE ANNEXATION OF
PROPERTIES LOCATED ALONG **VALLEY HOME ROAD (Morristown
Country Club/Oscars)**.

WHEREAS, TENNESSEE CODE ANNOTATED, TITLE 6, CHAPTER 51, AS
AMENDED REQUIRES THAT A PLAN OF SERVICES BE ADOPTED BY THE
GOVERNING BODY.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR
AND COUNCIL OF THE CITY OF MORRISTOWN, TENNESSEE:

Beginning at a point at the southwest corner of parcel 41 on Hamblen County Tax
Map 41 and proceeding northeast along the northern right of way line of Valley
Home Road approximately 1,550 feet to the southeast corner of parcel 30 on
Hamblen County Tax Map 41; thence proceeding northeast approximately 118
feet to the southwest corner of parcel 35 on Hamblen County Tax Map 41; thence
proceeding approximately 534 feet to the northwest corner of parcel 31 on
Hamblen County Tax Map 41; thence proceeding northeast approximately 530
feet along the northern boundary of parcel 31; thence proceeding northwest
approximately 642 feet to the northwest corner of parcel 31; thence proceeding
northwest approximately 2,600 feet to the northwest corner of parcel 29; thence
proceeding south approximately 2,162 feet to the northern boundary line of parcel
41 on Hamblen County Tax Map 41; thence proceeding west approximately 684
feet to the northwest corner of parcel 41; thence proceeding southeast
approximately 1,918 feet along the western boundary of parcel 41 to the
northwest corner of parcel 41.01 on Hamblen County Tax Map 41; thence
proceeding northeast approximately 91 feet to the northeast corner of parcel
41.01; thence proceeding approximately 228 feet to the beginning point at the
southwest corner of parcel 41 on Hamblen County Tax Map 41.

Section I. Pursuant to the provisions of Title 6, Chapter 51, Tennessee Code Annotated, there is hereby adopted, for the area bounded as described above, the following plan of services.

a. Police

1. Patrolling, radio responses to calls, and other routine police services, using present personnel and equipment, will be provided upon the effective date of annexation.

2. Traffic signals, traffic signs, street markings and other traffic control devices will be installed as the need therefore is established by appropriate study and traffic standards.

b. Fire

Fire protection by the present personnel and the equipment of the fire fighting force, within the limitations of available water and distances from fire stations, will be provided upon the effective date of annexation.

c. Water

1. Water for potable use will be provided in accordance with current policies of the Morristown Utility Commission unless located in an area in which another utility district has made service available and asserts Title 7 USC 1926b protection in the annexed area.

2. Water for fire protection to serve the substantially developed annexed area(s) will be provided in accordance with current policies of Morristown Utility Commission unless authorized by franchise agreement with another utility district which has made service available with capability to meet City of Morristown Fire Protection Standards. Any extension of water system infrastructure beyond that of the Morristown Utility Commission policies shall be at the expense of the property owner or developer.

3. In those parts of the annexed area that are currently served by another utility district, the above conditions and terms will begin upon acquisition of service area by Morristown Utility System or approval of franchise agreement with another utility district which may be delayed by negotiation and/or litigation.

d. Sewers

The necessary collecting, intercepting and trunk sewers to serve the substantially developed annexed area(s) shall be in accordance with the current policies of the city. Any extension of said sewers beyond that of the city's policies shall be at the expense of the property owner or property developer.

e. Electrical

1. Electrical service for domestic, commercial and industrial use will be provided at city rates for new lines as extended in accordance with current policies of Morristown Utility Commission.

2. In those parts of the annexed area presently served by another utility cooperative, the above conditions or terms will begin with the acquisition by the city of such cooperatives or parts thereof, which may be delayed by negotiations and/or litigation.

f. Refuse Collection

The same regular refuse collection service now provided within the city will be extended to the annexed area upon the effective date of annexation.

g. Streets

1. Routine maintenance, on the same basis as in the present city, will begin in the annexed area when funds from the State gasoline tax based on the annexed population are received (usually July 1 following the effective date of annexation).

2. Reconstruction and resurfacing of streets, installation of storm drainage facilities, construction of curbs and gutters, and other such major improvements, as the need therefore is determined by the governing body, will be accomplished under current policies of the city.

h. Inspection Services

Any inspection services now provided by the city (building, electrical, plumbing, gas, housing, weights and measures, sanitation, etc.) will begin upon the effective date of annexation.

i. Planning and Zoning

The planning and zoning jurisdiction of the city will apply to the annexed area in conjunction with the effective date of annexation. The Morristown Regional Planning Commission recommended the zoning designation of High Density Residential (R-3).

j. Street Lighting

Street lights will be installed under the standards currently prevailing in the existing city.

k. Recreation

Residents of the annexed area may use all existing recreational facilities, parks, etc., on the effective date of annexation. The same standards and policies now used in the present city will be followed in expanding the recreational program and facilities in the enlarged city.

l. Miscellaneous

Street name signs where needed will be installed as new street construction requires.

Section II. This Resolution shall become effective from and after its adoption.

Passed on this 5th day of June 2007.

Mayor

ATTEST:

City Administrator

A public hearing was held on the following captioned Ordinance No. 3291. Councilmember Rooney made a motion to adopt said Ordinance on second and final reading; Councilmember McGuffin seconded the motion and upon roll call, all voted "aye".

**Ordinance No. 3291
Entitled an Ordinance to annex certain territory and to incorporate same within the Corporate Boundaries of the City of Morristown, Tennessee. {Annexation of properties located along Valley Home Road (Morristown Country Club) with the Zoning Classification of High Density Residential (R-3).}**

A public hearing was held on the following captioned Ordinance No. 3292. Councilmember McGuffin made a motion to adopt said Ordinance on second and final reading; Councilmember Tucker seconded the motion and upon roll call, all voted "aye".

**Ordinance No. 3292
Entitled an Ordinance to amend the Morristown**

**Municipal Code, Title 14, Chapter 2-General Provisions
(Zoning ordinance), Section 14-216 (Off Street Parking
Requirements) by changing multi-family parking from 1-
1/2 spaces per unit to 2 spaces per unit.)**

Councilmember Tucker made a motion to adopt the following Resolution No. 29-07 awarding the bid for the Morris Blvd. Sanitary Sewer Rehabilitation Project, Division I (W. A.J. to Jarnigan), to Portland Utilities Construction Company in the amount of \$625,800. Councilmember Trent seconded the motion and upon roll call, all voted "aye".

RESOLUTION NO. 29-07

WHEREAS, the **CITY OF MORRISTOWN** has issued invitations to bid for the furnishing of all labor, tools, materials, equipment and supplies necessary for the construction of the **MORRIS BOULEVARD SANITARY SEWER REHABILITATION – DIVISION I (Morristown Project No. 2007-02)** project in the **CITY OF MORRISTOWN SANITARY SEWER COLLECTION SYSTEM**; and

WHEREAS, said improvements will be financed with funds from the State Revolving Loan Program (SRF) and shall be subjected to final approval by the Tennessee Department of Environment and Conservation which administers the SRF program; and

WHEREAS, bids were received and publicly opened on May 31, 2007, with Portland Utilities Construction Co. of Portland, Tennessee submitting the lowest and best bid, which bid the **City's** Engineer recommends be accepted.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL MEMBERS OF THE CITY OF MORRISTOWN, TENNESSEE:

The recommendation of the Engineer is approved and award is hereby made, pending approval from the funding agency, to Portland Utilities Construction Co., P.O. Box 510, Portland, Tennessee 37148, for the furnishing of all labor, tools, materials, equipment and supplies for the construction of the Morris Boulevard Sanitary Sewer Rehabilitation – Division I; said award in strict accordance with the bid as submitted and publicly opened on May 31, 2007, and in the amount of \$625,800.00.

Adopted this the 5th day of June, 2007.

Mayor

ATTEST:

City Administrator

Councilmember Rooney made a motion to adopt the following Resolution No. 30-07 awarding the bid for the Morris Blvd. Sewer Rehabilitation Project, Division II, (Jarnigan to Cumberland) to Underground Technologies, Inc. in the amount of \$433,770. Councilmember Jinks seconded the motion and upon roll call, all voted "aye".

RESOLUTION NO. 30-07

WHEREAS, the **CITY OF MORRISTOWN** has issued invitations to bid for the furnishing of all labor, tools, materials, equipment and supplies necessary for the construction of the **MORRIS BOULEVARD SANITARY SEWER REHABILITATION – DIVISION II (Morristown Project No. 2007-02)** project in the **CITY OF MORRISTOWN SANITARY SEWER COLLECTION SYSTEM**; and

WHEREAS, said improvements will be financed with funds from the State Revolving Loan Program (SRF) and shall be subjected to final approval by the Tennessee Department of Environment and Conservation which administers the SRF program; and

WHEREAS, bids were received and publicly opened on May 31, 2007, with Underground Technologies, Inc., of Maryville, Tennessee submitting the lowest and best bid, which bid the **City's** Engineer recommends be accepted.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL MEMBERS OF THE CITY OF MORRISTOWN, TENNESSEE:

The recommendation of the Engineer is approved and award is hereby made, pending approval from the funding agency, to Underground Technologies, Inc., 2722 Louisville Rd, Maryville, Tennessee 37801, for the furnishing of all labor, tools, materials, equipment and supplies for the construction of the Morris Boulevard Sanitary Sewer Rehabilitation – Division II; said award in strict accordance with the bid as submitted and publicly opened on May 31, 2007, and in the amount of \$433,770.00.

Adopted this the 5th day of June, 2007.

Mayor

ATTEST:

City Administrator

Councilmember Senter made a motion to adopt the following Resolution No. 31-07 awarding the bid for the Morris Blvd. Sewer Rehabilitation Project, Division III (Cumberland to Liberty Hill), to Underground Technologies, Inc. in the amount of \$310,345. Councilmember McGuffin seconded the motion and upon roll call, all voted "aye".

RESOLUTION NO. 31-07

WHEREAS, the **CITY OF MORRISTOWN** has issued invitations to bid for the furnishing of all labor, tools, materials, equipment and supplies necessary for the construction of the **MORRIS BOULEVARD SANITARY SEWER REHABILITATION – DIVISION III (Morristown Project No. 2007-02)** project in the **CITY OF MORRISTOWN SANITARY SEWER COLLECTION SYSTEM**; and

WHEREAS, said improvements will be financed with funds from the State Revolving Loan Program (SRF) and shall be subjected to final approval by the Tennessee Department of Environment and Conservation which administers the SRF program; and

WHEREAS, bids were received and publicly opened on May 31, 2007, with Underground Technologies, Inc., of Maryville, Tennessee submitting the lowest and best bid, which bid the **City's** Engineer recommends be accepted.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL MEMBERS OF THE CITY OF MORRISTOWN, TENNESSEE:

The recommendation of the Engineer is approved and award is hereby made, pending approval from the funding agency, to Underground Technologies, Inc., 2722 Louisville Rd, Maryville, Tennessee 37801, for the furnishing of all labor, tools, materials, equipment and supplies for the construction of the Morris Boulevard Sanitary Sewer Rehabilitation – Division III; said award in strict accordance with the bid as submitted and publicly opened on May 31, 2007, and in the amount of \$310,345.00.

Adopted this the 5th day of June, 2007.

Mayor

ATTEST:

City Administrator

Councilmember Senter made a motion to adopt the following Resolution No. 32-07 awarding the bid for the Morris Blvd. Sewer Rehabilitation Project, Division IV (Liberty Hill to Crockett Parkway), to Underground Technologies, Inc. in the amount of \$317,540. Councilmember McGuffin seconded the motion and upon roll call, all voted "aye".

RESOLUTION NO. 32-07

WHEREAS, the **CITY OF MORRISTOWN** has issued invitations to bid for the furnishing of all labor, tools, materials, equipment and supplies necessary for the construction of the **MORRIS BOULEVARD SANITARY SEWER REHABILITATION – DIVISION IV (Morristown Project No. 2007-02)** project in the **CITY OF MORRISTOWN SANITARY SEWER COLLECTION SYSTEM**; and

WHEREAS, said improvements will be financed with funds from the State Revolving Loan Program (SRF) and shall be subjected to final approval by the Tennessee Department of Environment and Conservation which administers the SRF program; and

WHEREAS, bids were received and publicly opened on May 31, 2007, with Underground Technologies, Inc., of Maryville, Tennessee submitting the lowest and best bid, which bid the **City's** Engineer recommends be accepted.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL MEMBERS OF THE CITY OF MORRISTOWN, TENNESSEE:

The recommendation of the Engineer is approved and award is hereby made, pending approval from the funding agency, to Underground Technologies, Inc., 2722 Louisville Rd, Maryville, Tennessee 37801, for the furnishing of all labor, tools, materials, equipment and supplies for the construction of the Morris Boulevard Sanitary Sewer Rehabilitation – Division IV; said award in strict accordance with the bid as submitted and publicly opened on May 31, 2007, and in the amount of \$317,540.00.

Adopted this the 5th day of June, 2007.

Mayor

ATTEST:

City Administrator

Councilmember Senter made a motion to open the agenda and add a contract for inspection services for the Morris Blvd. Sanitary Sewer rehabilitation Project. Councilmember Jinks seconded the motion and upon roll call, all voted “aye”.

Councilmember Jinks made a motion to award the inspection services contract for the Morris Blvd. Sanitary Sewer Rehabilitation Project to Lamar Dunn & Associates (\$8,000 for contract administration services and up to \$70,000 for two resident inspectors). Councilmember Rooney seconded the motion and upon roll call, all voted “aye”.

Councilmember Jinks made a motion to adopt the following Ordinance No. 3293 on first reading; Councilmember Senter seconded the motion and upon roll call, all voted “aye”.

**Ordinance No. 3293
Entitled an Ordinance to amend the Morristown
Municipal Code, Title 15, Chapter 1-Miscellaneous,
Footnote 2 (State law references) in order to comply
with changes to state law. {Municipal Court Fines}**

Councilmember Tucker made a motion to adopt the following captioned Ordinance No. 3285 on second and final reading; Councilmember Trent seconded the motion and upon roll call, all voted “aye”.

**Ordinance No. 3285
Entitled an Ordinance amending the Morristown Municipal
Code, Title 20 – Miscellaneous, Chapter 1 – Fair Housing, by
deleting Chapter 1 in its entirety and substituting a new
Chapter 1 therefore.**

Councilmember Jinks made a motion to adopt the following captioned Ordinance No. 3281 on first reading with the recommended insertions from City Attorney, Dick Jessee (Section 410 – leave as in current ordinance with four intersections; not more than three permits each calendar month; and not more than four participants in the street at any one time). Councilmember Tucker

seconded the motion and upon roll call, Councilmembers Jinks, McGuffin, Rooney, Senter and Mayor Barile voted "aye"; Councilmembers Trent and Tucker voted "no".

**Ordinance No. 3281
Being an Ordinance Amending Title 9 of the Morristown
Municipal Code. {Charitable Solicitations}**

Administrator Crumley gave a report on the Concealed Firearms/Retired Law Enforcement Officers/Liability Insurance. Strate Insurance is checking on quotes for the umbrella liability coverage. The estimate is approximately \$1,000 per \$1,000,000 in coverage; more refined figures will be available at the next Council meeting.

The following actions were taken on the three Parks & Recreation Advisory Board Appointments:

Councilmember Rooney nominated David Thomas;
Councilmember Senter nominated Hank Smith;
Councilmember Jinks nominated Rosemary Jackson;
Councilmember Rooney nominated JoAnn Jenkins;
Councilmember Jinks nominated Arnold Bunch;
Councilmember Senter nominated Walter Dockery.

Councilmember Tucker made a motion to table the appointments until the next Council meeting in order to determine if the Board can be expanded or give time to interview those nominated for appointment. Councilmember Jinks seconded the motion and upon roll call, all voted "aye". Councilmember Senter made a motion that the current members continue to serve until the new appointments are made; Councilmember Tucker seconded the motion and all voted "aye".

Councilmember Rooney made a motion to declare a list of items as surplus property and authorize the disposal thereof. Councilmember Jinks seconded the motion and upon roll call, all voted "aye".

Councilmember Jinks made a motion to approve the sale of Lot 13D in the M.A.I.D. Park to X-Link Bioscience, Inc. at the price of \$43,286 (3.764 acres @ \$11,500 per acre) and Lot 13C in the M.A.I.D. Park to On-Trac Inc. at the price of \$28,060 (2.44 acres @ \$11,500 per acre). Councilmember Tucker seconded the motion and upon roll call, all voted "aye".

Mayor Barile adjourned the June 5, 2007 City Council meeting.

Mayor

ATTEST:

City Administrator